

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

## MAIL STOP PATENT APPLICATION

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

## TRANSMITTAL FOR A CONTINUATION-IN-PART PATENT APPLICATION UNDER 37 C.F.R. §1.53(b)

	This is a request for filing a Continuation-In-Part (CIP) patent application under 37 C.F.R. §1.53(b) of:				
	Inventors: Wade Martin POTEET, Laurence MARSTELLER, Timothy D. SHRIVER and Harold K. CAUTHEN				
For:	System and Methods for Detection and Identification of Chemical Substances				
1.	This is a new Utility Design Plant patent application.				
2.	The papers enclosed to obtain a filing date are as follows:  Pages of Application including:  Title Page  Pages of Disclosure  Pages of Claims  Page of Abstract; and  Sheets of drawings containing 18 Figures  The enclosed drawing(s) are photograph(s), and there is also attached a PETITION TO ACCEPT PHOTOGRAPH(S) AS DRAWING(S).				
3.	Declaration for Patent Application <b>OR</b> Combined Declaration and Power of Attorney  Enclosed and is newly executed by all inventors.  Enclosed in this continuation-in-part application and is a copy from a prior application (37 CFR § 1.63(d).  Not Enclosed.  This application is being filed under the provisions of 37 C.F.R. §1.53(f).  Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.				

4.	Language  ☐ English ☐ Non-English This application is being filed in accordance with 37 C.F.R. §1.52(d) and §608.01 of the MPEP. Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the verified English translation and the processing fee.				
5.	Assignment				
	An assignment of Form Cover Shee		, and a l	PTO Form-1595, Recordation	
	An assignment to CDEX, Inc. will be filed at a later date. Please recognize this entity as the assignee on any publications.				
6.	Priority foreign applications under 35 U.S.C. §119(a)-(d) or §365(b) or PCT international applications under 35 U.S.C. §365(a) designating at least one country other than the U.S.				
	Priority of the followi	ng foreign applicat	on(s) is claimed:		
	Country	Applica	tion No.	Filed	
	Certified copy:  is atta	ched.  will follo	ow.		
7.	Priority based on provision	onal application(s)	35 U.S.C. §119(e	)	
	Benefit of the following U.S. provisional application(s) is claimed:				
	Provisional Application			Filed	
-	60/448,864		February 24, 2003		
	60/449,834		February 27, 2003		
8.	Priority based on non-provisional application(s) – 35 U.S.C. §120				
	Priority of the following	ng U.S. Non-provis	ional is claimed:		
	Non Provisional Applicat	ion No.		Filed	
	10/717,921			November 21, 2003	

Preliminary Amendment

	Amend the specification by inserting before the first line the sentence:
_	"This application is a continuation-in-part, division of co-pending application
	number, filed, which is hereby incorporated by reference"
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- 10. Small entity status
  - Small entity status under 37 C.F.R. §1.27 is claimed for this application.
- 11. Fee Calculation (37 C.F.R. § 1.16)

	CLAIMS	FOR FEE CALCULA	ATIO	N		
	Number Filed	Number Extra		at Rate of		Basic Fee ility \$770.00
Total Claims (37 C.F.R. §1.16(c))	14 - 20 =	0	\$	18.00 each=	+\$	0
Independent Claims (37 C.F.R. §1.16(b))	2 - 3 =	0	\$	86.00 each=	+\$	0
Multiple dependent claim(s), if any (37 C.F.R. §1.16(d))			\$	290.00	+	0
				SUB-TOTAL =	+\$	770.00
Reduction by ½ for filing by a small entity					-\$	385.00
TOTAL FILING FEE =				\$	385.00	

## 12. Fee Payment

Not Enclosed. NO FEE IS BEING PAID BY CHECK OR DEPOSIT ACCOUNT AT THIS TIME.

This application is being filed under the provisions of 37 C.F.R. §1.53(f). Applicant(s) await notification from the Patent and Trademark Office of the time set for filing the Declaration and paying the filing fees.

Enclosed.

A check in the amount of \$ for the filing fee is enclosed.

Except for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1349. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. §1.136(a)(3).

14.	Additional papers enclosed:					
	Nonpublication Request pursuant to 37 CFR § 1.213 Combined Power of Attorney by Assignee and Certificate under 37 CFR § 3.73(b) Change of Correspondence Address Preliminary Amendment Information Disclosure Statement Form PTO- 1449, documents as listed Declaration of Biological Deposit Submission of "Sequence Listing," computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.					
Please accord this application an application number and filing date.						
	Respectfully submitted,					
			HOGA	AN & HARTSON LLP		
Dated:	Februa	ary 24, 2004	Ву:	MT I. Vis		
Duteu.	1 001 44	1, 2001	<i>D</i> <sub>3</sub>	Celine Jimenez Crowson		
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